

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas P. HEDMAN

Serial No: 10/786,861

Confirmation No.: 3669

Filed: February 24, 2004

For: NON-TOXIC CROSSLINKING
REAGENTS TO RESIST CURVE
PROGRESSION IN SCOLIOSIS AND
INCREASE DISC PERMEABILITY

Art Unit: 1623

Examiner: Eric Olson

**TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION (37 C.F.R.
§ 1.321(c))**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Dear Sir:

Identification of Person Making This Disclaimer

I, Lawrence J. McClure represent that I am

- ☐ an applicant
☐ an assignee
☒ a representative authorized to sign on behalf of the assignee identified below
owning all of the interest in this application.

The assignee is:

| | |
|---|--|
| Name of assignee | Southern California, University of |
| Address of assignee | 3716 S. Hope Street, Suite 313, Los Angeles, California 90007 |
| Title of disclaimant authorized to sign on behalf of assignee | Attorney |

Recordal of Assignment In Patent Office

☒ The assignment was recorded on August 20, 2004 at
Reel No. 015695
Frame No(s). 0054

☐ authorization for recordal of the assignment is separately attached

Extent of Interest

The extent of my (our) interest is in

☒ the whole of this invention
☐ a sectional interest in this invention as follows:

Disclaimer

University of Southern California hereby disclaims the terminal part of a patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

☒ any patent granted on application serial No. 11/346,464

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

☒ any patent granted on application serial No. 11/346,464

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

University of Southern California does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

☒ any patent granted on application serial No. 11/346,464

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Fee Status

(37 C.F.R. § 1.20(d))

- ☐ Other than small entity
☒ Small entity
☐ verified statement attached
☐ verified statement filed ____

Fee Payment

- ☐ Attached is a check in the sum of \$____.
☐ If it should be determined that for any reason either an insufficient fee or an excessive fee has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.
☒ Charge Account No. 50-1314 the sum of \$ 130.

Undersigned further declares that the evidentiary documents establishing ownership by the assignee have been reviewed and certifies that to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

By: _____

Lawrence J. McClure
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Date: November 15, 2007

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